

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION**

NORTH CAROLINA GREEN PARTY,  
ANTHONY NDEGE, MICHAEL TRUDEAU,  
MATTHEW HOH, SAMANTHA WORRELL,  
SAMANTHA SPENCE, K. RYAN PARKER AND  
AARON MOHAMMED,

Plaintiffs,

v.

NORTH CAROLINA STATE BOARD OF  
ELECTIONS, et al.,

Defendants,

*and*

NORTH CAROLINA DEMOCRATIC PARTY;  
DSCC,

Intervenor-Defendants.

Case No. 5:22-cv-00276-D-BM

**INTERVENOR’S EMERGENCY MOTION FOR STAY PENDING APPEAL**

Intervenor-Defendants North Carolina Democratic Party and DSCC (“Intervenors”) in the above-named case hereby move under Fed. R. App. P. 8(a)(1) for a stay, pending appeal to the United States Court of Appeals for the Fourth Circuit, of the portions of this Court’s Order entered August 5, 2022 (ECF No. 64) that (1) enjoin Defendants from enforcing the July 1 filing deadline in N.C. Gen. Stat. § 163-98 as applied to the Green Party and its candidates, (2) order Defendants to accept Green Party candidates’ notice of candidacy, filing fee, and application to change party affiliation as timely filed if submitted before August 10, 2022, and (3) order Defendants to include on North Carolina’s November 8, 2022 general election ballot the names of Green Party candidates

who comply with the terms of this order and are qualified for the office they seek. In support of this Motion, Intervenor respectfully submit the accompanying Memorandum of Law.

Dated: August 8, 2022

Respectfully submitted,

/s/ Christopher D. Dodge

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*\*Admitted by Special Appearance*

*\*\*Notice of Special Appearance Forthcoming*

**CERTIFICATE OF SERVICE**

I hereby certify that on this date, I caused the foregoing document to be filed and served on all counsel of record by operation of the CM/ECF system for the United States District Court for the Eastern District of North Carolina.

DATED: August 8, 2022

/s/ Christopher D. Dodge